

U.S. DISTRICT COURT

2009 OCT 21 A 6:55

Stephen J. Hill (1493)  
Robert B. Lochhead (1986)  
Jenifer L. Tomchak (10127)  
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DISTRICT OF UTAH  
BY: CLERK

*Attorneys for Plaintiffs*

**IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF UTAH, CENTRAL DIVISION**

KENNETH G. HANSEN, an individual, DAVID RUTTER, an individual, TODD FISHER, an individual, FIBERTEL, INC., a Utah corporation, K&D DEVELOPMENT, LC, a Utah limited liability company, and DOUGLAS A. SMITH, an individual

Plaintiffs,

vs.

MARC S. JENSON, an individual, MSF PROPERTIES, LC, a Utah limited liability company, BANK ONE, NA, a national banking association, MARK ROBBINS, an individual, MADTRAX GROUP, LLC, a Utah limited liability company, SPENCER BRANNAN, an individual, FIRST WASATCH DEVELOPMENT, INC., a Nevada corporation, and DOES 1-50,

Defendants.

**JUDGMENT BY CONFESSION**

Case No. 2:04-CV-00867 TS  
Honorable Ted Stewart  
Magistrate Judge Brooke C. Wells

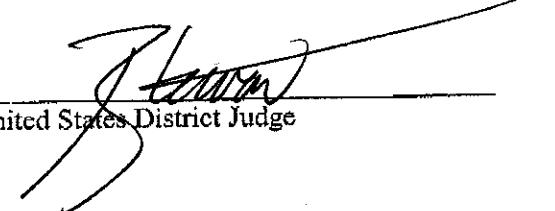
By Settlement Agreement dated August 18, 2008, Plaintiffs David Rutter, Todd Fisher, Fibertel, Inc., K&D Development, LC, and Douglas A. Smith (collectively referred to as "Plaintiffs") and Defendants Mark Robbins ("Robbins") and MadTrax Group, LLC ("MadTrax") (Plaintiffs, Robbins and MadTrax collectively referred to herein as the "Parties") agreed to settle all of Plaintiffs' claims against Robbins and MadTrax based on Robbins' promise to make certain scheduled payments over a period of two years. The Parties further agreed that in the event Robbins failed to make any payment as scheduled, Plaintiffs would be entitled to the immediate entry of judgment against Robbins, after notice to Robbins, in the amount of \$300,000 less any amount paid by Robbins pursuant to the Settlement Agreement prior to the date of entry of judgment. As established by the Declaration of Plaintiffs' counsel of record, Robbins failed to make payment of \$50,000 due on February 18, 2009, and previously had made one or more payments in the following amount: \$ 0. Plaintiffs are therefore entitled to judgment in the amount of \$ 300,000.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. Judgment is awarded against Robbins and in favor of Plaintiffs in the amount of \$ 300,000.
2. The amount of the judgment hereby confessed does not exceed the amount due to Plaintiffs.

Dated: 10/20/09

BY THE COURT

  
United States District Judge

I hereby confess to judgment as set forth above:



Mark H. Robbins

Dated: September 8, 2008